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July 31, 2003

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, Virginia 22202

Re: New U.S. Continuation-In-Part Patent Application
Applicant(s): Carlo RICCARDI
Title: INTRACELLULAR MODULATORS OF APOPTOPIC CELL DEATH PATHWAYS
Atty's Docket: RICCARDI=1A

Sir:

Attached herewith is the above-identified application for Letters Patent including:

- ☒ Application Data Sheet
- ☒ Specification (100 pages), claims (5 pages), abstract (1 page), sequence listing (10 pages)
- ☒ 29 Sheets Drawings (Figures 1A-24)
☒ FORMAL ☐ Informal
- ☒ The inventor of this application is:

Carol RICCARDI, Citizenship: Italian, Via Del Favarone, 37, I-06100 Perugia, Italy
- ☒ Return Receipt Postcard (in duplicate)
- ☒ Information Disclosure Statement with SB/08A and 13 references

The following statements are applicable:

- ☐ Applicant hereby requests that this application **not** be published pursuant to 35 U.S.C. §122(a). It is certified on behalf of applicant that the invention disclosed in the application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing.
- ☐ Applicant claims small entity status. See 37 C.F.R. §1.27.
- ☒ The benefit under 35 USC §119 is claimed of the filing date of:
Application No. 97107033.9 in Europe on April 28, 1997. A certified copy of said priority document was transmitted by the International Bureau to the file of the parent application 09/403,861, since said parent case is a National Phase of PCT application PCT/EP98/02490, filed on April 27, 1998.
- ☐ The present application claims the benefit of U.S. Provisional Appln. No. 60/_____, filed ____.

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In re of new application:

- [X] The present application is a [] Continuation [] Division [X] Continuation-in-Part of prior Application No. 09/403,861, filed February 11, 2000. Although this application is stated to be a CIP, applicant does not concede that any matter is presented in this application which is not present in the parent.
- [] Amend the specification by inserting before the first line the sentence:
- [] --This is a continuation / division / continuation-in-part of copending parent application No. _____, filed _____--
- [] --The present application claims the benefit of U.S. Provisional Appln. No. 60/_____, filed _____--
- [] --The present application is the national stage under 35 U.S.C. §371 of international application _____ which designated the United States[, which international application was published under PCT Article 21(2) in English].--
- [X] The application is (or will be) assigned to: APPLIED RESEARCH SYSTEMS ARS HOLDING N.V., whose address is Pietermaai 15; Curacao, The Netherlands Antilles (NL).
- [X] The paper copy of the Sequence Listing in this application is identical to the computer-readable copy of the Sequence Listing filed December 22, 2000 in application no. 09/403,861. In accordance with 37 CFR §1.821(e), please use the lasted-filed computer readable form filed in that application as the computer readable form for the instant application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the instant application. A paper copy of the Sequence Listing is included in the originally-filed specification of the instant application (or included in a separately filed preliminary amendment for incorporation into the specification).
- [X] Certain documents were previously cited or submitted to the Patent and Trademark Office in the following prior application 09/403,861, which is relied upon under 35 USC §120. Applicants identify these documents by attaching hereto a form PTO-1449 listing these documents, and request that they be considered and made of record in accordance with 37 CFR §1.98(d). Per Section 1.98(d), copies of these documents need not be filed in this application.
- [] Incorporation By Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- [X] In accordance with 37 CFR 1.53(a) and (b), it is respectfully requested that a serial number and filing date be assigned to this application as of the date of receipt of the present papers. In accordance with the present procedures of the U.S. Patent and Trademark Office, an executed Declaration and the filing fee for the present application will be filed in due course.
- [X] **No authorization is given for charging the filing fee at the present time. However, at such time that the declaration is filed, but not before, you are authorized to charge whatever excess fees are necessary (including the filing fee and any extension of time fees then due) to Deposit Account 02-4035, if any such fees due are not fully covered by check filed at that time.**
- [X] The attorneys of record for this application and the address will be those of Customer No. 001444; i.e., Sheridan Neimark, Reg. No. 20,520; Roger L. Browdy, Reg. No. 25,618; Anne M. Korbau, Reg. No. 25,884; Norman J. Latker, Reg. 19,963; Iver P. Cooper, Reg. No. 28,005; Jay M. Finkelstein, Reg. No. 21,082; and *Allen C. Yun, Reg. No. 37,971 (*Patent Agent). Please send all correspondence with respect to this case to:

BROWDY AND NEIMARK, P.L.L.C.
624 Ninth Street, N.W.
Washington, D.C. 20001

Please direct all telephone calls to Browdy and Neimark at (202) 628-5197.

In re of new application:

☒ [X] The Commissioner is hereby authorized to credit any overpayment of fees accompanying this paper to Deposit Account No. 02-4035.

Respectfully submitted,
BROWDY AND NEIMARK, P.L.L.C.

By: 

Allen C. Yun
Registration No. 37,971